

**GUY KORNBLUM &
ASSOCIATES**
ATTORNEYS

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Attorneys for Plaintiffs

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MARAT UDLER, individually and as
Administrator of the ESTATE OF RITA
AVRUTIN UDLER,
Plaintiff,

v.

METROPOLITAN LIFE INSURANCE
COMPANY, a corporation; METROPOLITAN
INSURANCE AND ANNUITY COMPANY, a
corporation; and DOES 1 through 50,
Defendants.

Case No.: C:08-cv-05047-MHP

**JOINT STIPULATION AND ~~PROPOSED~~
ORDER REGARDING VOLUNTARY
DISMISSAL**

IN THE ABOVE-ENTITLED ACTION, ALL PARTIES, BY THEIR COUNSEL OF RECORD,
STIPULATE AS FOLLOWS:

1. Pursuant to Federal Rule of Civil Procedure 41(a), the parties agree to voluntarily dismiss this action in its entirety with prejudice; and
2. Each party shall bear its own attorneys' fees, costs and expenses.

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1 DATED: May 19, 2009

BARGER & WOLEN LLP

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3 By Royce F. Oakes
4 ROYAL F. OAKES
5 MICHAEL A.S. NEWMAN
6 JAMES CASTLE
7 Attorneys for Defendants
8 Metropolitan Life Insurance Company and
9 Metropolitan Insurance and Annuity Company

10 DATED: May 11, 2009

GUY KORNBLUM & ASSOCIATES

11 By Jill A. Whitby
12 JILL A. WHITBY
13 Attorneys for Plaintiff



ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _____

The Honorable Marilyn Patel